

REPORT OF VIEWERS.

To the Honorable A. V. Barker, President Judge of the Court of Quarter Sessions of the Peace in and for the County of Cambria, State of Pennsylvania. We, the undersigned subscribers, appointed by the annexed order of court to view the road therein mentioned, do report, that in pursuance of the said order, after giving public notice as required by law, and having all been severally sworn or affirmed, we have viewed the said road. Beginning near the residence of John J. Dietrick on the road from Patton to connect with a public road leading from Carrolltown to St. Boniface; Thence South Eighty degrees west one hundred and forty feet; Thence South sixty six degrees fifty minutes west, two hundred and fifty five feet; thence South fifty four degrees West two hundred and thirty five feet; thence South thirty degrees thirty minutes West two hundred and fifty feet; thence South fifty one degrees thirty minutes west seven hundred and seventy feet; thence South seventy four degrees thirty minutes west three hundred and thirty feet; thence North eighty one degrees west three hundred feet; thence North eighty seven degrees fifteen minutes west four hundred and sixty feet; thence South seventy five degrees west five hundred and seventy feet; thence North eighty seven degrees fifteen minutes west five hundred and twenty feet; thence South eighty degrees forty five minutes west four hundred and seventy feet; thence South seventy seven degrees fifteen minutes west five hundred feet; thence South eighty eight degrees fifteen minutes west three hundred feet; thence North sixty nine degrees twenty minutes west two hundred and fifty feet; thence North forty two degrees thirty five minutes west three hundred and ten feet, and connecting with said public road leading from Carrolltown to St. Boniface, and that the same is, in our opinion, useless, inconvenient and burthensome, and ought therefore be vacated. The said road lies wholly within the township of Carroll

Cambria County, Pennsylvania, a plan of which is hereunto attached.

Witness our hands this twenty fifth day of November A. D. 1901.

N. B. Yergin
Geo M. Baker
James J. Miller

Viewers.

N. B. Yergin	2 days		8.00
		2 miles	20.
Geo M Baker	1 day		2.00
		2 miles	20
James J. Miller	1 day		2.00
		7 miles	<u>.70</u>
			1.310



The undersigned, supervisors of Carroll Township, in Cambria County, Pennsylvania, hereby accept and waive notice of the time and place of meeting of the viewers appointed by the Court of Quarter Sessions of said County of Cambria, to attend to the duties of their appointment in the matter of proceedings to vacate a part of a road leading from the residence of John J. Dietrick to a point on the road leading from Carrolltown to St. Boniface.

Joseph Sheno

A. J. Kirkpatrick
Supervisors.

ROAD NOTICE.

Notice is hereby given that the undersigned viewers appointed by the Court of Quarter Sessions of Cambria County, Pa., to view and report upon the vacation of a part of a public road in the Township of Carroll, in said County and State, to wit, that part of a public road leading from a point near the residence of John J. Dietrick and ending at a point where the same connects with the road from Carrolltown to St. Boniface, being in distance about one and one quarter miles, will meet at the residence of John J. Dietrick, in said Township of Carroll, on Monday the 25th day of November, 1901, at 9 o'clock A. M. to attend to the duties of their said appointment; at which time and place all persons interested may attend if they see proper.

H. C. Yergor,

George M. Baker,

James T. Miller,

November 12th, 1901.

Viewers.

Service of writs notice accepted
for County Courts.

J. C. Gates
Clerk

Commonwealth of Pennsylvania, }
County of Cambria. } ss.

At a Court of Quarter Sessions of the Peace of the County of Cambria held at Ebensburg in the said County, on the Seventh day of November A. D. 1901, before the Honorable Judge of the said Court: Upon the petition of divers inhabitants of the Township of Carroll, in the said County, setting forth that ~~the road~~
~~has been long since laid out from what is now known as Patton,~~
~~to connect with a public road leading from Carrolltown to Saint~~
~~Boniface, part of which road beginning near the residence of John J.~~
~~Detrick, and ending where same connects with the said Saint Boniface~~
~~road, (distance being about one and one quarter miles) your petition-~~
~~ers humbly conceive is now become useless, inconvenient and burthen-~~
~~some to the inhabitants thereabouts~~

and therefore praying the Court to appoint proper persons to view and ^{vacate}~~view~~ the same according to law. The Court upon due consideration had of the premises, do order and appoint

H. C. Yerger SURVEYOR, and

Geo. M. Baker and James T. Miller

^{vacation}
VIEWERS, to view the ground proposed for said ~~road~~, and if they ^{vacate}~~view~~ the same, and shall agree that there is ^{no} occasion for such road, they shall proceed to ~~view~~ the same, ~~and~~

~~as far as practicable, agreeable to the desires~~
~~of the petitioners, and that they make a report of their proceedings to the next Court of~~
Quarter Sessions to be held for said County, stating particularly whether they judge the same necessary ~~together with a plot or draft thereof, and the courses~~
and distances, and references to the improvements through which it may pass.

By the Court.

Attest:

A. W. Davis, Clerk.

NOTE. "It shall be the duty of all persons appointed in the several counties of this Commonwealth to view and review any public or private road or bridge, if they shall decide in favor of locating said road or bridge, to endeavor to procure from the person or persons over whose land such location may be made releases from all claims for damages that might arise from the opening of such road or the building of such bridge; and in every case where said viewers shall fail to procure such releases, and it shall appear to them that any damages will be sustained, it shall be their duty to assess the damages and make report thereof signed by a majority of their number, and return the same, together with all releases obtained, to the Court of Quarter Sessions, and the damages so assessed shall be conclusive, or may be subject to appeal, review or modification, as may be provided by existing laws in the different counties of this Commonwealth."

"The persons appointed as aforesaid shall view such ground, and if they shall agree that there is occasion for a road, they shall proceed to lay out the same, having respect to the shortest distance, and the best ground for a road, and in such manner as shall do the least injury to private property, and also be, as far as practicable, agreeable to the desire of the petitioners."

"The viewers, as aforesaid, shall make report, at the next term of said Court, and in the said report shall state particularly: first, who of them were present at the view; second, whether they were severally sworn or affirmed; third, whether the road desired be necessary for a public or private road; they shall also annex and return to the Court a plot or draft thereof, stating the courses and distances, and noting briefly the improvements through which it may pass; and, whenever practicable, the viewers shall lay out the said roads at an elevation not exceeding five degrees (except at the crossing of ravines and streams), where, by moderate filling and bridging, the declination of the road may be preserved within that limit."

No. 4, SEPTEMBER SESSION, 1901.

Order to view and vacate
a road in Carroll Township.

Report of Viewers

Filed 2 Dec 1901

H. C. Yerger
Geo. M. Baker
James T. Miller
Viewers

Clerk for Atty. K. 90 cts.

Kittell & Little

MOUNTAINEER-HERALD PRINT.

And now Jan. 27, A.D. 1902, approved, and
fixed at thirty three feet

By the Court:

17 Dec 1902 Confirmed
E. E. Truell
Clerk